

TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A SUBMISSION UNDER 35 U.S.C. 371		ATTORNEY'S DOCKET NUMBER BA9323 US PCT
		U.S. APPLICATION NO. (If known, see 37 CFR 1.5) 10/581897
INTERNATIONAL APPLICATION NO. PCT/US04/42302	INTERNATIONAL FILING DATE 16 December 2004 (16.12.04)	PRIORITY DATE CLAIMED 19 December 2003 (19.12.03)
TITLE OF INVENTION HERBICIDAL PYRIMIDINES		
APPLICANT(S) FOR DO/EO/US Clark, David Alan Et. Al.		
Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:		
<p>1. <input checked="" type="checkbox"/> This is a FIRST submission of items concerning a submission under 35 U.S.C. 371.</p> <p>2. <input type="checkbox"/> This is a SECOND or SUBSEQUENT submission of items concerning a submission under 35 U.S.C. 371.</p> <p>3. <input checked="" type="checkbox"/> This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (21) indicated below.</p> <p>4. <input checked="" type="checkbox"/> The US has been elected (Article 31).</p> <p>5. <input checked="" type="checkbox"/> A copy of the International Application as filed (35 U.S.C. 371(c)(2)) <ul style="list-style-type: none"> a. <input checked="" type="checkbox"/> is attached hereto (required only if not communicated by the International Bureau). b. <input type="checkbox"/> has been communicated by the International Bureau. c. <input type="checkbox"/> is not required, as the application was filed in the United States Receiving Office (RO/US). </p> <p>6. <input type="checkbox"/> An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)) <ul style="list-style-type: none"> a. <input type="checkbox"/> is attached hereto. b. <input type="checkbox"/> has been previously submitted under 35 U.S.C. 154(d)(4). </p> <p>7. <input checked="" type="checkbox"/> Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3)) <ul style="list-style-type: none"> a. <input type="checkbox"/> are attached hereto (required only if not communicated by the International Bureau). b. <input checked="" type="checkbox"/> have been communicated by the International Bureau. c. <input type="checkbox"/> have not been made; however, the time limit for making such amendments has NOT expired. d. <input type="checkbox"/> have not been made and will not be made. </p> <p>8. <input type="checkbox"/> An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).</p> <p>9. <input checked="" type="checkbox"/> An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).</p> <p>10. <input type="checkbox"/> An English language translation of the annexes of the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).</p>		
Items 11 to 20 below concern document(s) or information included:		
<p>11. <input type="checkbox"/> An Information Disclosure Statement under 37 CFR 1.97 and 1.98.</p> <p>12. <input type="checkbox"/> An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.</p> <p>13. <input type="checkbox"/> A preliminary amendment.</p> <p>14. <input type="checkbox"/> An Application Data Sheet under 37 CFR 1.76.</p> <p>15. <input type="checkbox"/> A substitute specification.</p> <p>16. <input checked="" type="checkbox"/> A power of attorney and/or change of address letter.</p> <p>17. <input type="checkbox"/> A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 37 CFR 1.821- 1.825.</p> <p>18. <input type="checkbox"/> A second copy of the published International Application under 35 U.S.C. 154(d)(4).</p> <p>19. <input type="checkbox"/> A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4).</p>		

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20. <input checked="" type="checkbox"/> Other items or information: Express Label: EV537170253US The International Search Report and the Written Opinion The International Preliminary Report on Patentability (Applicant requests entry of Article 34 Amendments to the Specification and the Claims pursuant to MPEP 1893.01(a)(3))					
The following fees have been submitted				CALCULATIONS PTO USE ONLY	
21. <input checked="" type="checkbox"/> Basic national fee (37 CFR 1.492(a))..... \$300				\$ 300.00	
22. <input checked="" type="checkbox"/> Examination fee (37 CFR 1.492(c)) If the written opinion prepared by ISA/US or the international preliminary examination report prepared by IPEA/US indicates all claims satisfy provisions of PCT Article 33(1)-(4)..... \$0 <input type="radio"/> All other situations..... \$200 <input checked="" type="radio"/>				\$ 200.00	
23. <input checked="" type="checkbox"/> Search fee (37 CFR 1.492(b)) If the written opinion of the ISA/US or the International preliminary examination report prepared by IPEA/US indicates all claims satisfy provisions of PCT Article 33(1)-(4)..... \$0 <input type="radio"/> Search fee (37 CFR 1.445(a)(2)) has been paid on the international application to the USPTO as an International Searching Authority..... \$100 <input checked="" type="radio"/> International Search Report prepared by an ISA other than the US and provided to the Office or previously communicated to the US by the IB..... \$400 <input type="radio"/> All other situations..... \$500 <input type="radio"/>				\$ 400.00	
TOTAL OF 21, 22 and 23 =				900.00	
<input type="checkbox"/> Additional fee for specification and drawings filed in paper over 100 sheets (excluding sequence listing in compliance with 37 CFR 1.821(c) or (e) or computer program listing in an electronic medium) (37 CFR 1.492(j)). The fee is \$250 for each additional 50 sheets of paper or fraction thereof.					
Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof (round up to a whole number)	RATE		
- 100 =	/50 =		x \$250	\$ 0.00	
<input type="checkbox"/> Surcharge of \$130.00 for furnishing any of the search fee, examination fee, or the oath or declaration after the date of commencement of the national stage (37 CFR 1.492(h)).				\$ 0.00	
CLAIMS		NUMBER FILED	NUMBER EXTRA	RATE	\$
Total claims		47	- 20 = 27	x \$ 50	\$ 1,350.00
Independent claims		3	- 3 = 0	x \$200	\$ 0.00
MULTIPLE DEPENDENT CLAIM(S) (if applicable)		YES <input checked="" type="checkbox"/>		+ \$360	\$ 360.00
TOTAL OF ABOVE CALCULATIONS =				\$ 1,710.00	
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. Fees above are reduced by ½.				0.00	
				SUBTOTAL = \$ 2,610.00	
<input type="checkbox"/> Processing fee of \$130.00 for furnishing the English translation later than 30 months from the earliest claimed priority date (37 CFR 1.492(i)).				+ \$ 0.00	
				TOTAL NATIONAL FEE = \$ 2,610.00	
<input type="checkbox"/> Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property				+ \$ 0.00	
				TOTAL FEES ENCLOSED = \$ 2,610.00	
				Amount to be refunded:	\$
				Amount to be charged	\$

10/581897

AP3 Rec'd PCT/PTO 05 JUN 2005

PTO-1390 (Rev. 07-2005)

Approved for use through 3/31/2007. OMB 0651-0021

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

- a. A check in the amount of \$ _____ to cover the above fees is enclosed.
- b. Please charge my Deposit Account No. 04-1928 in the amount of \$ 2,610.00 to cover the above fees.
A duplicate copy of this sheet is enclosed.
- c. The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 04-1928. A duplicate copy of this sheet is enclosed.
- d. Fees are to be charged to a credit card. **WARNING:** Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

NOTE: Where an appropriate time limit under 37 CFR 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the International Application to pending status.

SEND ALL CORRESPONDENCE TO:

REHBERG, EDWARD F.
E. I. DU PONT DE NEMOURS AND COMPANY
Legal Patent Records Center
4417 Lancaster Pike
Wilmington, Delaware 19805
United States of America



SIGNATURE

REHBERG, EDWARD F.

NAME

34,703

REGISTRATION NUMBER

TO THE INTERNATIONAL BUREAU

Applicant(s) : E.I. DUPONT DE NEMOURS AND COMPANY
International Application No. : PCT/US04/42302
International Filing Date : December 16, 2004
Priority Date Claimed : December 16, 2003
For : HERBICIDAL PYRIMIDINES

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By Facsimile- Confirmation to Follow

Statement Under Article 19(1)/Rule 46.4

The amendment requested is the substitution of application page 148 filed herewith for application page 148 as originally filed. The substitute page contains three (3) new claims (claim 15, 16 and 17).

This amendment does not impact the disclosure or drawings in any way. The new claims finds support in the application as originally filed. Thus, the amendment do not go beyond the disclosure of the application as filed.

A listing of some of the support in the specification is pointed out in the letter which accompanies this Statement.

Respectfully submitted,